

APPENDIX C—RELEVANT STATUTES, REGULATIONS, ORDERS, AND GUIDELINES

The following list is representative of statutes, regulations, orders, and guidelines applicable to the Bureau of Land Management (BLM) Proposed Resource Management Plan (RMP) and Final Environmental Impact Statement (FEIS) process. This list is not meant to be all-inclusive.

LAW

- Federal Land Policy and Management Act (FLPMA) of 1976 , as amended, 43 United States Code (USC) 1701 et seq., provides authority for BLM land-use planning. Regulatory guidance is at 43 Code of Federal Regulations (CFR) 1600 et seq. The RMP process is in 43 CFR 1610.4.
- National Environmental Policy Act (NEPA) of 1969, as amended, 42 USC 4321 et seq. BLM guidance on NEPA process is in BLM Manual 1790 and Manual Handbook H-1790-1. Other guidance is *Overview of BLM's NEPA Process* from Course #1620-02, and the Council on Environmental Quality's (CEQ) *40 NEPA Questions*, March 16, 1981.
- Endangered Species Act (ESA) of 1973, as amended, 16 USC 1531 et seq.
- Antiquities Act of 1906, as amended, 16 USC 431-433.
- National Historic Preservation Act (NHPA), as amended, 16 USC 470 et seq.
- American Indian Religious Freedom Act (AIRFA) of 1978, as amended, 42 USC 1996 et seq.
- Recreation and Public Purposes Act (R&PP) of 1926, as amended, 43 USC 869 et seq.
- Federal Coal Leasing Amendments Act of 1976, as amended, 30 USC 201(a)(3)(A)(i).
- Surface Mining Control and Reclamation Act of 1977, 30 USC 1201 et seq.
- Mineral Leasing Act of 1920, as amended, 30 USC 181 et seq.
- Mineral Leasing Act of 1942 (for acquired lands).
- Onshore Oil and Gas Leasing Reform Act of 1987, 30 USC 181 et seq.
- General Mining Law of 1872, as amended, 30 USC 21 et seq.
- Mining and Mineral Policy Act of 1970, as amended, 30 USC 21(a).
- Archeological Resources Protection Act (ARPA) of 1978, as amended, 42 USC 1996 et seq.
- Migratory Bird Conservation Act of 1979, as amended, 16 USC 715 et seq.
- Native American Graves Protection and Repatriation Act (NAGPRA) of 1990, as amended, 25 USC 3001 et seq.
- Energy Policy and Conservation Act Reauthorization of 2000, as amended, Public Law 106-469.
- Energy Policy Act of 2005.
- Clean Air Act of 1963, as amended.
- Coastal Zone Management Act of 1972.
- Clean Water Act (CWA) of 1987, as amended.
- Comprehensive Environmental Response, Compensation, and Liability Act (CERCLA) of 1980.
- Resource Conservation and Recovery Act (RCRA) of 1976.
- Color of Title Act of 1928.
- Recreation and Public Purposes Act of 1926.
- Federal Water Pollution Control Act of 1948.
- National Ambient Air Quality Standards of 1990.

EXECUTIVE AND SECRETARIAL ORDERS

- Executive Order 12898 (Environmental Justice in Minority and Low-Income Populations)
- Executive Order 13007 (Indian Sacred Sites)

- Executive Order 13084 (Consultation and Coordination with Indian Tribal Governments)
- Executive Order 13112 (Invasive Species)
- Executive Order 11988 (Floodplain Management)
- Executive Order 11990 (Protection of Wetlands)
- Secretarial Order 3175 [Incorporated into Department of the Interior Departmental Manual (DM) at 512 DM 2]
- Secretarial Order 3206 (American Indian Tribal Rights, Federal-Tribal Trust Responsibilities, and the Endangered Species Act)
- Executive Order 13186 (Migratory Birds)
- Executive Order 11514 (Protection and Enhancement of Environmental Quality)
- Executive Order 11738 (Administration of the Clean Air Act and the Federal Water Pollution Control Act with Respect to Federal Contracts, Grants, or Loans)
- Executive Order 12088 (Federal Compliance with Pollution Control Standards)

DEPARTMENT OF THE INTERIOR DEPARTMENTAL MANUAL

- 516 DM 1–15 National Environmental Policy Act Revised Implementing Procedures, March 8, 2004 (Volume 69, Number 45) [Page 10865-10887]

BLM MANUAL AND HANDBOOK GUIDANCE

- BLM Manual Sections 1601 and 1613 and Handbooks H-1601 and H-1624-1 and 43 CFR 1600. Planning guidance for implementing FLPMA.
- BLM Manual Section 1790 and Handbook H-1790-1. NEPA. BLM guidance for implementing NEPA.
- BLM Manual Section 6480. Consultation requirements and consideration of Endangered and Special Status Species in the land use planning process.
- BLM Manual Sections 8120 and 8160 and Handbook H-8160-1. Cultural Resources and Native American Consultation Guidance for Land Use Planning.
- BLM Manual Section 8300 and Handbook H-8410-1. Planning Guidance Related to Recreation Activities.
- BLM Manual Sections 6500 and 6720. Consideration of Wildlife and Fisheries Management.
- Handbook H-1553-1. Publication Standards Manual Handbook.

INFORMATION BULLETINS (IB) AND INSTRUCTION MEMORANDA (IM)

- Washington Office IB No. 2002-056. Guidance on the recommended formats for land use plans, records of decision, and supporting Environmental Impact Statements
- Washington Office IB-2003-058. Basic guidance on initial steps in the land use planning process
- Washington Office IB-2003-074. Sample filing plan for land use planning records
- Washington Office IB-2003-020. Guidance on scoping-report format
- Washington Office IB-2002-101. Additional guidance on cultural resource considerations in RMPs.
- Washington Office IM-2002-164. Guidance on environmental justice in planning
- Washington Office IM-2002-167 and BLM Manual Handbook H-1601-1, Appendix D. Additional guidance on the treatment of socioeconomic issues in land use planning
- Washington Office IM-2003-137. Additional guidance on integrating the Energy Policy Conservation Act inventories into land use planning.

- Washington Office IM-2002-100. BLM procedures for internal review of preliminary documents
- Washington Office IM-2003-025. BLM printing standards
- Washington Office IM-2002-080. Guidance on comment content analysis
- Washington Office IM-2003-070. BLM land use plan protest procedures
- Washington Office IM-2002-202. E-government considerations
- Washington Office IM-2002-203 and IM-2002-149. Cooperating agencies in land use planning
- Washington Office IM-2001-202. Interim guidance for data management in land use planning

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